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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Whitcher et al.  
Serial No.: 09/785,391  
Filing Date: February 15, 2001  
Examiner: Alexander O. Boakye  
Art Unit: 2667  
Confirmation No.: 2369

RECEIVED

OCT 23 2003

Technology Center 2600

Title: System and Method for Selecting a Compression Algorithm  
According to an Available Bandwidth

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## CERTIFICATE OF MAILING BY EXPRESS MAIL

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Date: October 16, 2003.

I hereby certify that this communication is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 C.F.R. § 1.10 on the date indicated below and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

*Willie Jiles*

Willie Jiles

Dear Sir:

**Response Pursuant to 37 C.F.R. § 1.111**

In the Office Action mailed July 16, 2003, the Examiner rejected Claims 1-2, 5, 8-10, 13, 16-17, 23, and 26, and indicated that Claims 3-4, 6-7, 11-12, 14-15, 18-22, and 24-25 would be allowable if rewritten in independent form.

To put this case in condition for allowance, Applicants have cancelled the claims rejected by the examiner; amended Claims 3, 6-7, 11-12, 14-15, 18-21, and 24-25 to rewrite them in independent form; and amended Claims 2, 5, 8, 10, 13, 16, 23, and 26 to depend from one of allowable independent Claims 3, 11, and 21. Accordingly, Applicants respectfully request the Examiner to allow all pending Claims 2-8, 10-16, and 18-26.

10/22/2003 SSITHIB1 00000029 09785391

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